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By: ~~Delegate Arniek~~ **Delegates Arnick, K. Kelly, Vallario, and Shank**

Introduced and read first time: January 18, 2000

Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 4, 2000

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Motor Vehicle Administration - Hearings - Venue for Judicial Review**

3 FOR the purpose of altering a certain provision of law to provide that the proper  
4 venue in certain hearings concerning the license of a party to drive is in the  
5 county in which the party resides; altering a certain provision of law to provide  
6 that the proper venue in certain hearings concerning a license or privilege of a  
7 party, other than a driver's license, is in the county where the principal place of  
8 business of the party is located; altering a certain provision of law to provide  
9 that the proper venue in certain hearings concerning a party who is a  
10 nonresident motorist is in the county where the conviction for the party's  
11 violation occurred; providing for the application of this Act; and generally  
12 relating to the venue for judicial review of Motor Vehicle Administration  
13 hearings.

14 BY repealing and reenacting, with amendments,  
15 Article - Transportation  
16 Section 12-209(a)  
17 Annotated Code of Maryland  
18 (1999 Replacement Volume and 1999 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That the Laws of Maryland read as follows:

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**Article - Transportation**

2 12-209.

3 (a) (1) Any aggrieved party to a hearing may appeal from a decision or order  
4 of the Administration as follows: IN ACCORDANCE WITH THIS SUBSECTION.

5 (1) (2) If the matter concerns the license of [the] ~~A party~~ AN  
6 INDIVIDUAL to drive and the ~~party~~ INDIVIDUAL is a resident of this State, THE  
7 AGGRIEVED PARTY MAY APPEAL to the circuit court for the county in which the ~~party~~  
8 INDIVIDUAL resides;.

9 (2) (3) If the matter concerns any other license or privilege of [the] A  
10 ~~party~~, PERSON, THE AGGRIEVED PARTY MAY APPEAL to the circuit court for the  
11 county in which the principal place of business of the ~~party~~ PERSON in this State is  
12 located;.

13 (3) (4) If [the] ~~A party~~ is APPEAL INVOLVES a nonresident motorist,  
14 THE AGGRIEVED PARTY MAY APPEAL to the circuit court for the county in which the  
15 ~~party~~ MOTORIST was convicted of the violation to which the matter relates; ~~and~~.

16 (4) (5) If not otherwise provided in this section or elsewhere in the  
17 Maryland Vehicle Law, THE AGGRIEVED PARTY MAY APPEAL to the Circuit Court for  
18 Anne Arundel County.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be  
20 construed only prospectively and may not be applied or interpreted to have any effect  
21 on or application to any action for judicial review filed before the effective date of this  
22 Act.

23 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2000.